

COMMONWEALTH OF VIRGINIA  
STATE CORPORATION COMMISSION  
AT RICHMOND, JUNE 26, 2023

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APPLICATION OF

VIRGINIA ELECTRIC AND POWER COMPANY

CASE NO. PUR-2023-00094

For revision of rate adjustment clause: Rider GV,  
Greensville County Power Station, for the rate years  
commencing April 1, 2024, and April 1, 2025

ORDER FOR NOTICE AND HEARING

On June 1, 2023, Virginia Electric and Power Company ("Dominion" or "Company") filed with the State Corporation Commission ("Commission") a biennial update of the Company's rate adjustment clause Rider GV ("Application") pursuant to § 56-585.1 A 6 of the Code of Virginia ("Code"). Through its Application, the Company seeks to recover costs associated with the Greensville County Power Station, a natural gas-fired combined-cycle electric generating facility in Greensville County, Virginia, and 500 kilovolt transmission lines, a new switching station, and associated transmission interconnection facilities in Brunswick and Greensville Counties, Virginia (collectively, "Greensville County Project" or "Project").<sup>1</sup>

In Case No. PUE-2015-00075,<sup>2</sup> the Commission approved Dominion's construction and operation of the Greensville County Project and approved a rate adjustment clause, designated

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<sup>1</sup> Application at 1.

<sup>2</sup> *Application of Virginia Electric and Power Company, For approval and certification of the proposed Greensville County Power Station and related transmission facilities pursuant to §§ 56-580 D, 56-265.2, and 56-46.1 of the Code of Virginia, and for approval of a rate adjustment clause, designated Rider GV, pursuant to § 56-585.1 A 6 of the Code of Virginia*, Case No. PUE-2015-00075, 2016 S.C.C. Ann. Rept. 264, Final Order (Mar. 29, 2016).

Rider GV, for Dominion to recover costs associated with the development of the Project.<sup>3</sup> The Greenville County Project commenced commercial operations on December 12, 2018.<sup>4</sup>

In this proceeding, Dominion has asked the Commission to approve a biennial update to Rider GV for the rate years beginning April 1, 2024, and ending March 31, 2025 ("Rate Year 1"), and beginning April 1, 2025, and ending March 31, 2026 ("Rate Year 2").<sup>5</sup> The two components of the proposed revenue requirement for Rate Year 1 are the Projected Cost Recovery Factor and the Actual Cost True-Up Factor.<sup>6</sup> The proposed revenue requirement for Rate Year 2 is composed only of the Projected Cost Recovery Factor.<sup>7</sup>

Dominion states that based on Commission Staff's ("Staff") and the Company's positions in the 2021 Depreciation Study, the Company is providing two sets of revenue requirement schedules with 2058 and 2045 Project retirement scenarios.<sup>8</sup> Dominion further states that it supports the retirement date of 2058 for depreciation purposes but provides the 2045 retirement scenario as an alternative for the Commission's consideration in the event Staff advocates for its approval.<sup>9</sup>

Under the 2058 retirement scenario, the Company is requesting Projected Cost Recovery Factors of \$135,515,997 for Rate Year 1 and \$135,402,153 for Rate Year 2 and an Actual Cost

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<sup>3</sup> Application at 3.

<sup>4</sup> *Id.* at 5.

<sup>5</sup> *Id.* at 4, 6.

<sup>6</sup> *Id.* at 6.

<sup>7</sup> *Id.*

<sup>8</sup> *Id.* at 4.

<sup>9</sup> *Id.*

True-Up Factor for Rate Year 1 of \$(3,285,982), resulting in total requested revenue requirements of \$132,230,015 for Rate Year 1 and \$135,402,153 for Rate Year 2.<sup>10</sup> Under the 2045 retirement scenario, the Company is requesting Projected Cost Recovery Factors of \$147,477,085 for Rate Year 1 and \$147,738,760 for Rate Year 2 and an Actual Cost True-Up Factor for Rate Year 1 of \$(3,285,982), resulting in total requested revenue requirements of \$144,191,103 for Rate Year 1 and \$147,738,760 for Rate Year 2.<sup>11</sup>

If the proposed Rider GV revenue requirements for Rate Year 1 and Rate Year 2 are approved, the impact on customer bills would depend on the customer's rate schedule and usage. According to Dominion, under the 2058 retirement assumption, implementation of the proposed Rider GV on April 1, 2024, for Rate Year 1, will not change the monthly bill of a residential customer using 1,000 kilowatt hours per month.<sup>12</sup> The Company states that under the 2058 retirement assumption, implementation of the proposed Rider GV on April 1, 2025, for Rate Year 2, will increase the monthly bill of a residential customer using 1,000 kilowatt hours per month by approximately \$0.07 compared to Rate Year 1.<sup>13</sup> Dominion indicates that under the 2045 retirement assumption, implementation of the proposed Rider GV on April 1, 2024, for Rate Year 1, will increase the monthly bill of a residential customer using 1,000 kilowatt hours per month by approximately \$0.23.<sup>14</sup> The Company states that under the 2045 retirement assumption, implementation of the proposed Rider GV on April 1, 2025, for Rate Year 2, will

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<sup>10</sup> *Id.* at 7.

<sup>11</sup> *See id.*; Direct Testimony of Jared R. Robertson, Schedule 1B at 1.

<sup>12</sup> Application at 8.

<sup>13</sup> *Id.*

<sup>14</sup> *Id.*

increase the monthly bill of a residential customer using 1,000 kilowatt hours per month by approximately \$0.07 compared to Rate Year 1.<sup>15</sup>

Dominion also requests a waiver, in part, of Rules 20 VAC 5-204-60 ("Rule 60") and 20 VAC 5-204-90 ("Rule 90") of the Commission's Rules Governing Utility Rate Applications and Annual Informational Filings of Investor-Owned Electric Utilities, 20 VAC 5-204-5 *et seq.* ("Rate Case Rules") with respect to Schedule 46.<sup>16</sup> Rule 60 states that an application for a rate adjustment clause filed pursuant to Chapter 23 of Title 56 of the Code shall include Schedule 46, which is entitled "Rate Adjustment Clauses and Prudency Determinations Pursuant to Chapter 23 (§ 56-576 *et seq.*) of the Code of Virginia."<sup>17</sup> Schedule 46 requires an applicant to provide certain information, including "[k]ey documents supporting the projected and actual costs recovered through the rate adjustment clause, such as: economic analyses, support used by senior management for major cost decisions as determined by the applicant, contracts, studies, investigations, results from requests for proposals, cost-benefit analyses, and other items supporting the costs that have not been provided in previous applications."<sup>18</sup> According to Dominion, the supporting documentation responsive to this requirement is voluminous, and therefore the Company proposes to provide this documentation to Staff and any other future case participants in electronic format and provide the Commission with one hard copy and three electronic copies on compact disc.<sup>19</sup>

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<sup>15</sup> *Id.*

<sup>16</sup> *Id.* at 11.

<sup>17</sup> 20 VAC 5-204-60.

<sup>18</sup> 20 VAC 5-204-90.

<sup>19</sup> Application at 11.

Finally, in conjunction with the filing of its Application, the Company filed the Motion of Virginia Electric and Power Company for Entry of a Protective Order and Additional Protective Treatment ("Motion") and a proposed protective ruling that establishes procedures governing the use of confidential and extraordinarily sensitive information in this proceeding.

NOW THE COMMISSION, upon consideration of this matter, is of the opinion and finds that this matter should be docketed; the Company should provide public notice of its Application; public hearings should be scheduled for the purpose of receiving testimony and evidence on the Application; interested persons should have an opportunity to file comments on the Application or to participate in this proceeding as a respondent; and the Staff should be directed to investigate the Application and to file testimony and exhibits containing its findings and recommendations thereon.

We find that a Hearing Examiner should be assigned to conduct all further proceedings in this matter on behalf of the Commission, including ruling on the Company's Motion and filing a final report containing the Hearing Examiner's findings and recommendations.

Further, for purposes of making the Application complete and commencing this proceeding, we grant Dominion's request to waive, in part, the requirements under Rule 60 and Rule 90 of the Rate Case Rules with respect to the filing of certain Schedule 46 materials in hard copy.

To promote administrative efficiency and timely service of filings upon participants, the Commission will, among other things, direct the electronic filing of pleadings, unless they contain confidential information, and require electronic service on parties to this proceeding.

Accordingly, IT IS ORDERED THAT:

- (1) This matter is docketed and assigned Case No. PUR-2023-00094.

(2) All pleadings, briefs, or other documents required to be served in this matter shall be submitted electronically to the extent authorized by 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice and Procedure ("Rules of Practice"), 5 VAC 5-20-10 *et seq.* Confidential and Extraordinarily Sensitive Information shall not be submitted electronically and should comply with 5 VAC 5-20-170, *Confidential information*, of the Rules of Practice. Any person seeking to hand deliver and physically file or submit any pleading or other document shall contact the Clerk's Office Document Control Center at (804) 371-9838 to arrange the delivery.

(3) Pursuant to 5 VAC 5-20-140, *Filing and service*, of the Commission's Rules of Practice, the Commission directs that service on parties and the Staff in this matter shall be accomplished by electronic means. Concerning Confidential or Extraordinarily Sensitive Information, parties and the Staff are instructed to work together to agree upon the manner in which documents containing such information shall be served upon one another, to the extent practicable, in an electronically protected manner, even if such information is unable to be filed in the Office of the Clerk, so that no party or the Staff is impeded from preparing its case.

(4) As provided by § 12.1-31 of the Code and Rule 5 VAC 5-20-120, *Procedure before hearing examiners*, of the Commission's Rules of Practice, a Hearing Examiner is appointed to conduct all further proceedings in this matter on behalf of the Commission, including ruling on the Company's Motion and filing a final report containing the Hearing Examiner's findings and recommendations. A copy of each filing made with the Commission's Clerk's office in this matter shall also be sent electronically to the Office of the Hearing Examiners.<sup>20</sup>

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<sup>20</sup> Such electronic copies shall be sent to: [OHEParalegals@scc.virginia.gov](mailto:OHEParalegals@scc.virginia.gov).

(5) The Commission hereby schedules a telephonic hearing for the receipt of testimony from public witnesses on the Company's Application, as follows:

- (a) A hearing for the receipt of testimony from public witnesses shall be convened telephonically at 10 a.m. on November 14, 2023, with no witness present in the Commission's courtroom.<sup>21</sup>
- (b) To promote fairness for all public witnesses, each witness will be allotted five minutes to provide testimony.
- (c) On or before November 8, 2023, any person desiring to offer testimony as a public witness shall provide to the Commission (a) your name, and (b) the telephone number that you wish the Commission to call during the hearing to receive your testimony. This information may be provided to the Commission in three ways: (i) by filling out a form on the Commission's website at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting); (ii) by completing and emailing the PDF version of this form to [SCCInfo@scc.virginia.gov](mailto:SCCInfo@scc.virginia.gov); or (iii) by calling (804) 371-9141.
- (d) Beginning at 10 a.m. on November 14, 2023, the assigned Hearing Examiner will telephone sequentially each person who has signed up to testify as provided above. This hearing will not be convened, and the parties will be notified of such, if no person signs up to testify as a public witness.
- (e) This public witness hearing will be webcast at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting).

(6) A public evidentiary hearing shall be convened at 10:00 a.m. on November 15, 2023, in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, to receive testimony and evidence offered by the Company, respondents, and the Staff on the Application.

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<sup>21</sup> The Hearing Examiner will convene counsel of record in this proceeding to attend the public witness hearing virtually.

(7) An electronic copy of the Company's Application may be obtained by submitting a written request to counsel for the Company: Lisa R. Crabtree, Esquire, Dominion Energy Services, Inc., 120 Tredegar Street, Richmond, Virginia 23219, or [lisa.r.crabtree@dominionenergy.com](mailto:lisa.r.crabtree@dominionenergy.com). Interested persons also may download unofficial copies from the Commission's website: [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

(8) On or before July 28, 2023, the Company shall cause the following notice to be published as display advertising (not classified) on one (1) occasion in newspapers of general circulation throughout the Company's service territory in Virginia:

NOTICE TO THE PUBLIC OF AN APPLICATION BY  
VIRGINIA ELECTRIC AND POWER COMPANY  
D/B/A DOMINION ENERGY VIRGINIA  
FOR APPROVAL OF A RATE ADJUSTMENT CLAUSE:  
RIDER GV, GREENSVILLE COUNTY POWER STATION,  
FOR THE RATE YEARS COMMENCING APRIL 1, 2024,  
AND APRIL 1, 2025  
CASE NO. PUR-2023-00094



- Virginia Electric and Power Company d/b/a Dominion Energy Virginia ("Dominion") has applied for approval to revise its rate adjustment clause Rider GV.
- In this case, Dominion has asked the State Corporation Commission ("Commission") to approve Rider GV for the rate years April 1, 2024, through March 31, 2025, for Rate Year 1, and April 1, 2025, through March 31, 2026, for Rate Year 2.
- For Rate Year 1, under a 2058 retirement scenario, Dominion requests a total annual revenue requirement of \$132,230,015, which would not change the monthly bill of a residential customer using 1,000 kilowatt hours of electricity per month.
- For Rate Year 2, under a 2058 retirement scenario, Dominion requests a total annual revenue requirement of \$135,402,153, which would increase the monthly bill of a residential customer using 1,000 kilowatt hours of electricity per month by \$0.07 compared to Rate Year 1.
- For Rate Year 1, under a 2045 retirement scenario, Dominion requests a total annual revenue requirement of \$144,191,103, which would increase the monthly bill of a residential customer using 1,000 kilowatt hours of electricity per month by \$0.23.
- For Rate Year 2, under a 2045 retirement scenario, Dominion requests a total annual revenue requirement of \$147,738,760, which would increase the monthly bill of a residential customer using 1,000 kilowatt hours of electricity per month by \$0.07 compared to Rate Year 1.
- A Hearing Examiner appointed by the Commission will hold a telephonic hearing in this case on November 14, 2023, at 10 a.m., for the receipt of public witness testimony.
- An evidentiary hearing will be held on November 15, 2023, at 10 a.m., in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, to receive the testimony and evidence of the Company, any respondents, and the Staff.
- Further information about this case is available on the SCC website at: [scc.virginia.gov/pages/Case-Information](https://scc.virginia.gov/pages/Case-Information).

On June 1, 2023, Virginia Electric and Power Company ("Dominion" or "Company") filed with the State Corporation Commission ("Commission") a biennial update of the Company's rate adjustment clause Rider GV ("Application") pursuant to § 56-585.1 A 6 of the Code of Virginia. Through its Application, the Company seeks to recover costs associated with the Greenville County Power Station, a natural gas-fired combined-cycle electric generating facility in Greenville County, Virginia, and 500 kilovolt transmission lines, a new switching station, and associated transmission interconnection facilities in Brunswick and Greenville Counties, Virginia (collectively, "Greenville County Project" or "Project").

In Case No. PUE-2015-00075, the Commission approved Dominion's construction and operation of the Greenville County Project and approved a rate adjustment clause, designated Rider GV, for Dominion to recover costs associated with the development of the Project. The Greenville County Project commenced commercial operations on December 12, 2018.

In this proceeding, Dominion has asked the Commission to approve a biennial update to Rider GV for the rate years beginning April 1, 2024, and ending March 31, 2025 ("Rate Year 1"), and beginning April 1, 2025, and ending March 31, 2026 ("Rate Year 2"). The two components of the proposed revenue requirement for Rate Year 1 are the Projected Cost Recovery Factor and the Actual Cost True-Up Factor. The proposed revenue requirement for Rate Year 2 is composed only of the Projected Cost Recovery Factor.

Dominion states that based on Commission Staff's ("Staff") and the Company's positions in the 2021 Depreciation Study, the Company is providing two sets of revenue requirement schedules with 2058 and 2045 Project retirement scenarios. Dominion further states that it supports the retirement date of 2058 for depreciation purposes but provides the 2045 retirement scenario as an alternative for the Commission's consideration in the event Staff advocates for its approval.

Under the 2058 retirement scenario, the Company is requesting Projected Cost Recovery Factors of \$135,515,997 for Rate Year 1 and \$135,402,153 for Rate Year 2 and an Actual Cost True-Up Factor for Rate Year 1 of \$(3,285,982), resulting in total requested revenue requirements of \$132,230,015 for Rate Year 1 and \$135,402,153 for Rate Year 2. Under the 2045 retirement scenario, the Company is requesting Projected Cost Recovery Factors of \$147,477,085 for Rate Year 1 and \$147,738,760 for Rate

Year 2 and an Actual Cost True-Up Factor for Rate Year 1 of \$(3,285,982), resulting in total requested revenue requirements of \$144,191,103 for Rate Year 1 and \$147,738,760 for Rate Year 2.

If the proposed Rider GV revenue requirements for Rate Year 1 and Rate Year 2 are approved, the impact on customer bills would depend on the customer's rate schedule and usage. According to Dominion, under the 2058 retirement assumption, implementation of the proposed Rider GV on April 1, 2024, for Rate Year 1, will not change the monthly bill of a residential customer using 1,000 kilowatt hours per month. The Company states that under the 2058 retirement assumption, implementation of the proposed Rider GV on April 1, 2025, for Rate Year 2, will increase the monthly bill of a residential customer using 1,000 kilowatt hours per month by approximately \$0.07 compared to Rate Year 1. Dominion indicates that under the 2045 retirement assumption, implementation of the proposed Rider GV on April 1, 2024, for Rate Year 1, will increase the monthly bill of a residential customer using 1,000 kilowatt hours per month by approximately \$0.23. The Company states that under the 2045 retirement assumption, implementation of the proposed Rider GV on April 1, 2025, for Rate Year 2, will increase the monthly bill of a residential customer using 1,000 kilowatt hours per month by approximately \$0.07 compared to Rate Year 1.

Interested persons are encouraged to review Dominion's Application and supporting documents in full for details about these and other proposals.

TAKE NOTICE that the Commission may apportion revenues among customer classes and/or design rates in a manner differing from that shown in the Application and supporting documents and thus may adopt rates that differ from those appearing in the Company's Application and supporting documents.

To promote administrative efficiency and timely service of filings upon participants, the Commission has directed the electronic filing of testimony and pleadings, unless they contain confidential information, and has required electronic service on parties to this proceeding.

The Commission entered an Order for Notice and Hearing that, among other things, scheduled public hearings on the Company's Application. On November 14, 2023, at 10 a.m., a Hearing Examiner appointed by the Commission will hold a

telephonic hearing, with no witness present in the Commission's courtroom, for the purpose of receiving the testimony of public witnesses. On or before November 8, 2023, any person desiring to offer testimony as a public witness shall provide to the Commission (a) your name, and (b) the telephone number that you wish the Commission to call during the hearing to receive your testimony. This information may be provided to the Commission in three ways: (i) by filling out a form on the Commission's website at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting); (ii) by completing and emailing the PDF version of this form to [SCCInfo@scc.virginia.gov](mailto:SCCInfo@scc.virginia.gov); or (iii) by calling (804) 371-9141. This public witness hearing will be webcast at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting).

Beginning at 10 a.m. on November 14, 2023, the Hearing Examiner will telephone sequentially each person who has signed up to testify as provided above.

On November 15, 2023, at 10 a.m., in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, a Hearing Examiner appointed by the Commission will convene a hearing to receive testimony and evidence offered by the Company, any respondents, and the Staff.

An electronic copy of the Company's Application may be obtained by submitting a written request to counsel for the Company: Lisa R. Crabtree, Esquire, Dominion Energy Services, Inc., 120 Tredegar Street, Richmond, Virginia 23219, or [lisa.r.crabtree@dominionenergy.com](mailto:lisa.r.crabtree@dominionenergy.com). Interested persons also may download unofficial copies from the Commission's website: [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

On or before November 8, 2023, any interested person may submit comments on the Application electronically by following the instructions on the Commission's website: [scc.virginia.gov/casecomments/Submit-Public-Comments](http://scc.virginia.gov/casecomments/Submit-Public-Comments). Those unable, as a practical matter, to submit comments electronically may file such comments by U.S. mail to the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. All comments shall refer to Case No. PUR-2023-00094.

On or before September 8, 2023, any person or entity wishing to participate as a respondent in this proceeding may do so by filing a notice of participation with the Clerk of the

Commission at: [scc.virginia.gov/clk/efiling](http://scc.virginia.gov/clk/efiling). Those unable, as a practical matter, to file a notice of participation electronically may file such notice by U.S. mail to the Clerk of the Commission at the address listed above. Such notice of participation shall include the email addresses of such parties or their counsel, if available. A copy of the notice of participation as a respondent also must be sent to counsel for the Company. Pursuant to 5 VAC 5-20-80 B, *Participation as a respondent*, of the Commission's Rules of Practice and Procedure ("Rules of Practice"), any notice of participation shall set forth: (i) a precise statement of the interest of the respondent; (ii) a statement of the specific action sought to the extent then known; and (iii) the factual and legal basis for the action. Any organization, corporation or government body participating as a respondent must be represented by counsel as required by 5 VAC 5-20-30, *Counsel*, of the Rules of Practice. All filings shall refer to Case No. PUR-2023-00094.

On or before October 6, 2023, each respondent may file with the Clerk of the Commission, at [scc.virginia.gov/clk/efiling](http://scc.virginia.gov/clk/efiling), any testimony and exhibits by which the respondent expects to establish its case. Any respondent unable, as a practical matter, to file testimony and exhibits electronically may file such by U.S. mail to the Clerk of the Commission at the address listed above. Each witness's testimony shall include a summary not to exceed one page. All testimony and exhibits shall be served on the Staff, the Company, and all other respondents simultaneous with its filing. In all filings, the respondent shall comply with the Rules of Practice, including 5 VAC 5-20-140, *Filing and service*, and 5 VAC 5-20-240, *Prepared testimony and exhibits*. All filings shall refer to Case No. PUR-2023-00094.

Any documents filed in paper form with the Office of the Clerk of the Commission in this docket may use both sides of the paper. In all other respects, except as modified by the Commission's Order for Notice and Hearing, all filings shall comply fully with the requirements of 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice.

The Commission's Rules of Practice, the Company's Application, the Commission's Order for Notice and Hearing, and other documents filed in this case may be viewed on the Commission's website at: [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

VIRGINIA ELECTRIC AND POWER COMPANY  
d/b/a DOMINION ENERGY VIRGINIA

(9) On or before July 28, 2023, the Company shall serve each official listed in 20 VAC 5-204-10 J 1, as provided by 20 VAC 5-204-10 J 2.

(10) On or before August 25, 2023, the Company shall file proof of the notice and service required by Ordering Paragraphs (8) and (9), including the name, title, address, and electronic mail address (if applicable) of each official served, with the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118, or by filing electronically at [scc.virginia.gov/clk/efiling/](https://scc.virginia.gov/clk/efiling/).

(11) On or before November 8, 2023, any interested person may submit comments on the Application by following the instructions found on the Commission's website: [scc.virginia.gov/casecomments/Submit-Public-Comments](https://scc.virginia.gov/casecomments/Submit-Public-Comments). Those unable, as a practical matter, to submit comments electronically may file such comments by U.S. mail to the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. All comments shall refer to Case No. PUR-2023-00094.

(12) On or before September 8, 2023, any interested person or entity wishing to participate as a respondent in this proceeding may do so by filing a notice of participation with the Clerk of the Commission at [scc.virginia.gov/clk/efiling](https://scc.virginia.gov/clk/efiling). Those unable, as a practical matter, to file a notice of participation electronically may submit such notice by U.S. mail to the Clerk of the Commission at the address listed in Ordering Paragraph (11). Such notice of participation shall include the email addresses of such parties or their counsel, if available. The respondent simultaneously shall serve a copy of the notice of participation on counsel to the Company. Pursuant to 5 VAC 5-20-80 B, *Participation as a respondent*, of the Rules of Practice, any notice of participation shall set forth: (i) a precise statement of the interest of the respondent; (ii) a statement of the specific action sought to the extent then known; and (iii) the factual and legal

basis for the action. Any organization, corporation or government body participating as a respondent must be represented by counsel as required by 5 VAC 5-20-30, *Counsel*, of the Rules of Practice. All filings shall refer to Case No. PUR-2023-00094.

(13) Within three (3) business days of receipt of a notice of participation as a respondent, the Company shall serve a copy of the public version of its Application and supporting materials on the respondent, unless these have already been provided to the respondent.

(14) On or before October 6, 2023, each respondent may file with the Clerk of the Commission, at [scc.virginia.gov/clk/efiling](https://scc.virginia.gov/clk/efiling), and serve on the Staff, Company, and any other respondents, any testimony and exhibits by which the respondent expects to establish its case. Any respondent unable, as a practical matter, to file testimony and exhibits electronically may file such by U.S. mail to the Clerk of the Commission at the address in Ordering Paragraph (11). Each witness's testimony shall include a summary not to exceed one page. In all filings, the respondent shall comply with the Commission's Rules of Practice, including 5 VAC 5-20-140, *Filing and service*, and 5 VAC 5-20-240, *Prepared testimony and exhibits*. All filings shall refer to Case No. PUR-2023-00094.

(15) On or before October 20, 2023, the Staff shall investigate the Application and file with the Clerk of the Commission its testimony and exhibits concerning the Application, and each Staff witness's testimony shall include a summary not to exceed one page. A copy thereof shall be served on counsel to the Company and all respondents.

(16) On or before November 3, 2023, the Company shall file with the Clerk of the Commission any rebuttal testimony and exhibits that it expects to offer, and each rebuttal witness's testimony shall include a summary not to exceed one page. The Company shall serve a copy of its rebuttal testimony and exhibits on the Staff and all respondents.

(17) Any documents filed in paper form with the Office of the Clerk of the Commission in this docket may use both sides of the paper. In all other respects, except as modified herein, all filings shall comply fully with the requirements of 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice.

(18) The Commission's Rule of Practice 5 VAC 5-20-260, *Interrogatories or requests for production of documents and things*, shall be modified for this proceeding as follows: responses and objections to written interrogatories and requests for production of documents shall be served within seven (7) calendar days after receipt of the same. In addition to the service requirements of 5 VAC 5-20-260 of the Rules of Practice, on the day that copies are filed with the Clerk of the Commission, a copy of the interrogatory or request for production shall be served electronically on the party to whom the interrogatory or request for production is directed or the assigned Staff attorney, if the interrogatory or request for production is directed to the Staff.<sup>22</sup> Except as modified herein, discovery shall be in accordance with Part IV of the Commission's Rules of Practice, 5 VAC 5-20-240 *et seq.*

(19) The Company's request for waiver, in part, of the requirements of Rule 60 and Rule 90 of the Rate Case Rules with respect to the filing of certain Schedule 46 materials in hard copy is granted as set forth in this Order for Notice and Hearing.

(20) This matter is continued.

Commissioner Patricia L. West participated in this matter.

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<sup>22</sup> The assigned Staff attorney is identified on the Commission's website, [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information), by clicking "Docket Search," then clicking "Search by Case Information," and entering the case number, PUR-2023-00094 in the appropriate box.



A COPY hereof shall be sent electronically by the Clerk of the Commission to all persons on the official Service List in this matter. The Service List is available from the Clerk of the Commission.